



Rep. Silvana Tabares

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LRB100 17081 MJP 41020 a

1 AMENDMENT TO SENATE BILL 2651

2 AMENDMENT NO. _____. Amend Senate Bill 2651 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by adding Sections
5 1-17 and 1A-55 and by changing Sections 1A-8 and 19-3 as
6 follows:

7 (10 ILCS 5/1-17 new)

8 Sec. 1-17. Election authority voting equipment
9 information. Every 2 years, each election authority shall
10 submit information on the voting equipment used within the
11 jurisdiction of the election authority to the State Board of
12 Elections. The information must include:

13 (1) the age and functionality of each item of voting
14 equipment; and

15 (2) a formal letter containing a general description of
16 the status of the voting equipment, the election

1 authority's perceived need for new voting equipment, and
2 the costs associated with obtaining new equipment.
3 Each election authority must publish the information submitted
4 under this Section online.

5 (10 ILCS 5/1A-8) (from Ch. 46, par. 1A-8)

6 Sec. 1A-8. The State Board of Elections shall exercise the
7 following powers and perform the following duties in addition
8 to any powers or duties otherwise provided for by law:

9 (1) Assume all duties and responsibilities of the State
10 Electoral Board and the Secretary of State as heretofore
11 provided in this Code Act;

12 (2) Disseminate information to and consult with
13 election authorities concerning the conduct of elections
14 and registration in accordance with the laws of this State
15 and the laws of the United States;

16 (3) Furnish to each election authority prior to each
17 primary and general election and any other election it
18 deems necessary, a manual of uniform instructions
19 consistent with the provisions of this Code Act which shall
20 be used by election authorities in the preparation of the
21 official manual of instruction to be used by the judges of
22 election in any such election. In preparing such manual,
23 the State Board shall consult with representatives of the
24 election authorities throughout the State. The State Board
25 may provide separate portions of the uniform instructions

1 applicable to different election jurisdictions which
2 administer elections under different options provided by
3 law. The State Board may by regulation require particular
4 portions of the uniform instructions to be included in any
5 official manual of instructions published by election
6 authorities. Any manual of instructions published by any
7 election authority shall be identical with the manual of
8 uniform instructions issued by the Board, but may be
9 adapted by the election authority to accommodate special or
10 unusual local election problems, provided that all manuals
11 published by election authorities must be consistent with
12 the provisions of this Code Act in all respects and must
13 receive the approval of the State Board of Elections prior
14 to publication; provided further that if the State Board
15 does not approve or disapprove of a proposed manual within
16 60 days of its submission, the manual shall be deemed
17 approved.

18 (4) Prescribe and require the use of such uniform
19 forms, notices, and other supplies not inconsistent with
20 the provisions of this Code Act as it shall deem advisable
21 which shall be used by election authorities in the conduct
22 of elections and registrations;

23 (5) Prepare and certify the form of ballot for any
24 proposed amendment to the Constitution of the State of
25 Illinois, or any referendum to be submitted to the electors
26 throughout the State or, when required to do so by law, to

1 the voters of any area or unit of local government of the
2 State;

3 (6) Require such statistical reports regarding the
4 conduct of elections and registration from election
5 authorities as may be deemed necessary;

6 (7) Review and inspect procedures and records relating
7 to conduct of elections and registration as may be deemed
8 necessary, and to report violations of election laws to the
9 appropriate State's Attorney or the Attorney General;

10 (8) Recommend to the General Assembly legislation to
11 improve the administration of elections and registration;

12 (9) Adopt, amend or rescind rules and regulations in
13 the performance of its duties provided that all such rules
14 and regulations must be consistent with the provisions of
15 this Article 1A or issued pursuant to authority otherwise
16 provided by law;

17 (10) Determine the validity and sufficiency of
18 petitions filed under Article XIV, Section 3, of the
19 Constitution of the State of Illinois of 1970;

20 (11) Maintain in its principal office a research
21 library that includes, but is not limited to, abstracts of
22 votes by precinct for general primary elections and general
23 elections, current precinct maps and current precinct poll
24 lists from all election jurisdictions within the State. The
25 research library shall be open to the public during regular
26 business hours. Such abstracts, maps and lists shall be

1 preserved as permanent records and shall be available for
2 examination and copying at a reasonable cost;

3 (12) Supervise the administration of the registration
4 and election laws throughout the State;

5 (13) Obtain from the Department of Central Management
6 Services, under Section 405-250 of the Department of
7 Central Management Services Law (20 ILCS 405/405-250),
8 such use of electronic data processing equipment as may be
9 required to perform the duties of the State Board of
10 Elections and to provide election-related information to
11 candidates, public and party officials, interested civic
12 organizations and the general public in a timely and
13 efficient manner;

14 (14) To take such action as may be necessary or
15 required to give effect to directions of the national
16 committee or State central committee of an established
17 political party under Sections 7-8, 7-11, and 7-14.1 or
18 such other provisions as may be applicable pertaining to
19 the selection of delegates and alternate delegates to an
20 established political party's national nominating
21 conventions or, notwithstanding any candidate
22 certification schedule contained within this ~~the Election~~
23 Code, the certification of the Presidential and Vice
24 Presidential candidate selected by the established
25 political party's national nominating convention;

26 (15) To post all early voting sites separated by

1 election authority and hours of operation on its website at
2 least 5 business days before the period for early voting
3 begins; ~~and~~

4 (16) To post on its website the statewide totals, and
5 totals separated by each election authority, for each of
6 the counts received pursuant to Section 1-9.2; and ~~and~~

7 (17) To post on its website, in a downloadable format,
8 the information received from each election authority
9 under Section 1-17.

10 The Board may by regulation delegate any of its duties or
11 functions under this Article, except that final determinations
12 and orders under this Article shall be issued only by the
13 Board.

14 The requirement for reporting to the General Assembly shall
15 be satisfied by filing copies of the report with the Speaker,
16 the Minority Leader, and the Clerk of the House of
17 Representatives, ~~and~~ the President, the Minority Leader, and
18 the Secretary of the Senate, and the Legislative Research Unit,
19 as required by Section 3.1 of the General Assembly Organization
20 Act ~~"An Act to revise the law in relation to the General~~
21 ~~Assembly", approved February 25, 1874, as amended,~~ and filing
22 such additional copies with the State Government Report
23 Distribution Center for the General Assembly as is required
24 under paragraph (t) of Section 7 of the State Library Act.

25 (Source: P.A. 98-1171, eff. 6-1-15; revised 9-21-17.)

1 (10 ILCS 5/1A-55 new)

2 Sec. 1A-55. Cyber security efforts. The Board shall adopt
3 rules, after at least 2 public hearings of the Board and in
4 consultation with election authorities, establishing a cyber
5 navigator program to support election authorities' efforts to
6 defend against cyber breaches and detect and recover from cyber
7 attacks. The rules shall include the Board's plan to allocate
8 any resources received in accordance with the federal Help
9 America Vote Act and provide that no less than half of any
10 funds received under the federal Help America Vote Act shall be
11 allocated to the cyber navigator program. The cyber navigator
12 program shall be designed to provide equal support to all
13 elections authorities with some modifications allowable based
14 on need. The remaining half of the federal Help America Vote
15 Act funds shall be distributed as the Board sees fit, but no
16 grants may be made to election authorities that do not
17 participate in the cyber navigator program managed by the
18 Board.

19 (10 ILCS 5/19-3) (from Ch. 46, par. 19-3)

20 Sec. 19-3. The application for vote by mail ballot shall be
21 substantially in the following form:

22 APPLICATION FOR VOTE BY MAIL BALLOT

23 To be voted at the election in the County of and
24 State of Illinois, in the precinct of the (1) *township of
25 (2) *City of or (3) *.... ward in the City of

1 I state that I am a resident of the precinct of the
2 (1) *township of (2) *City of or (3) *.... ward in
3 the city of residing at in such city or town in the
4 county of and State of Illinois; that I have lived at such
5 address for month(s) last past; that I am lawfully
6 entitled to vote in such precinct at the election to be
7 held therein on; and that I wish to vote by vote by mail
8 ballot.

9 I hereby make application for an official ballot or ballots
10 to be voted by me at such election, and I agree that I shall
11 return such ballot or ballots to the official issuing the same
12 prior to the closing of the polls on the date of the election
13 or, if returned by mail, postmarked no later than election day,
14 for counting no later than during the period for counting
15 provisional ballots, the last day of which is the 14th day
16 following election day.

17 I understand that this application is made for an official
18 vote by mail ballot or ballots to be voted by me at the
19 election specified in this application and that I must submit a
20 separate application for an official vote by mail ballot or
21 ballots to be voted by me at any subsequent election.

22 Under penalties as provided by law pursuant to Section
23 29-10 of the Election Code, the undersigned certifies that the
24 statements set forth in this application are true and correct.

25

26 *fill in either (1), (2) or (3).

1 Post office address to which ballot is mailed:
 2

3 However, if application is made for a primary election
 4 ballot, such application shall require the applicant to
 5 designate the name of the political party with which the
 6 applicant is affiliated.

7 If application is made electronically, the applicant shall
 8 mark the box associated with the above described statement
 9 included as part of the online application certifying that the
 10 statements set forth in this application are true and correct,
 11 and a signature is not required.

12 Any person may produce, reproduce, distribute, or return to
 13 an election authority the application for vote by mail ballot.
 14 If applications are sent to a post office box controlled by any
 15 individual or organization that is not an election authority,
 16 those applications shall (i) include a valid and current phone
 17 number for the individual or organization controlling the post
 18 office box and (ii) be turned over to the appropriate election
 19 authority within 7 days of receipt or, if received within 2
 20 weeks of the election in which an applicant intends to vote,
 21 within 2 days of receipt. Failure to turn over the applications
 22 in compliance with this paragraph shall constitute a violation
 23 of this Code and shall be punishable as a petty offense with a
 24 fine of \$100 per application. Removing, tampering with, or
 25 otherwise knowingly making the postmark on the application
 26 unreadable by the election authority shall establish a

1 rebuttable presumption of a violation of this paragraph. Upon
2 receipt, the appropriate election authority shall accept and
3 promptly process any application for vote by mail ballot
4 submitted in a form substantially similar to that required by
5 this Section, including any substantially similar production
6 or reproduction generated by the applicant.

7 (Source: P.A. 98-115, eff. 7-29-13; 98-1171, eff. 6-1-15;
8 99-522, eff. 6-30-16.)

9 Section 99. Effective date. This Act takes effect upon
10 becoming law."